IN THE UNITED STATES COURT OF APPEAL FOR THE NINTH CIRCUIT

JOHN TEIXEIRA; et al., Plaintiffs - Appellants,

VS.

COUNTY OF ALAMEDA; et al., Defendants - Appellees.

APPEAL FROM THE
UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

APPELLANTS' NOTICE OF SUBSTITUTION OF COUNSEL

*Donald E. J. Kilmer, Jr. CA State Bar No.: 179986 1645 Willow Street, Suite 150 San Jose, California 95125 Voice: 408/264-8489

Fax: 408/264-8487 Don@DKLawOffice.com

*New Counsel of Record for Plaintiff - Appellants

NOTICE OF SUBSTITUTION

Please take notice that plaintiff/appellants hereby relieve
CHARLES HOKANSON as appellate counsel and substitute DONALD
KILMER as lead counsel in this action forthwith.

DECLARATION OF SUBSTITUTE COUNSEL

- I, Donald Kilmer, declare as follows:
- 1. I was lead trial counsel for this action in the District Court.
- 2. Mr. Charles Hokanson was hired as appellate counsel to prosecute the appeal in the Ninth Circuit. I continued to appear on the case for purposes of assisting in the appeal.
- 3. This notice of substitution was instigated on behalf of all named Plaintiff/Appellants after I received written and verbal instructions from them.
- 4. Based on continuity of counsel the Plaintiff/Appellants will not be prejudiced by this substitution.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on March 31, 2014.

/s/ Donald Kilmer

Donald Kilmer, Attorney for Plaintiff/Appellants

CERTIFICATE OF SERVICE

On March 31, 2014, I served the foregoing APPELLANTS' NOTICE OF SUBSTITUTION OF COUNSEL by electronically filing it with the Court's ECF/CM system, which generated a Notice of Filing and effects service upon counsel for all parties in the case.

I declare under penalty of perjury that the foregoing is true and correct.

Executed March 31, 2014,

<u>/s/ Donald Kilmer</u> Substitute Attorney of Record for Appellants